

HOUSE BILL 1783

By Jones U

AN ACT to amend Tennessee Code Annotated, Title 39,
Chapter 11, Part 6, relative to the use of force to
prevent certain offenses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-11-611, is amended by adding
the following new subsection:

(g) A person in lawful possession of a motor vehicle or an invited passenger in
such vehicle is justified, while in such vehicle, to use force intended or likely to cause
death or serious bodily injury to prevent being the victim of the offense of any criminal
homicide, aggravated rape, rape, kidnapping, aggravated kidnapping, especially
aggravated kidnapping, aggravated robbery, especially aggravated robbery carjacking or
attempt to commit any of the named offenses. The person using force is presumed to
have held a reasonable fear of imminent peril of death or serious bodily injury to self, or
other invited passenger of the vehicle, when that force is used against another person to
prevent the person or other passenger from becoming a victim of any of the offenses
named in this subsection (g). The justification and presumption conferred by this
subsection (g) shall apply regardless of whether the person against whom force is used
was inside or outside of the occupied vehicle at the time the force was used.

SECTION 2. This act shall take effect July 1, 2007, the public welfare requiring it.